

MESSAGE NO: 4187112 MESSAGE DATE: 07/06/1994

MESSAGE STATUS: Active CATEGORY: Antidumping
TYPE: LIQ-Liquidation PUBLIC ☒ NON-PUBLIC ☐
SUB-TYPE:

FR CITE: FR FR CITE DATE:

REFERENCE
MESSAGE #
(s):

CASE #(s): A-122-050, A-433-064, A-570-501,
A-580-813, A-588-056, A-588-602

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 02/01/1993 TO 01/31/1994

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

FROM: { Director AD/CVD & Revenue Policy & Programs }

RE: NON ADMINISTRATIVE REVIEW LIQUIDATION INSTRUCTIONS

MESSAGE NO: 4187112

DATE: 07 06 1994

CATEGORY: ADA

TYPE: LIQ

REFERENCE:

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CASES: A - 433 - 064

A - 122 - 050

A - 588 - 602

A - 588 - 056

A - 580 - 813

A - 570 - 501

PERIOD COVERED: 02 01 1993 TO 01 31 1994

LIQ SUSPENSION DATE:

TO: REGIONAL DIRECTORS, COMMERCIAL OPERATIONS
DISTRICT DIRECTORS, AREA AND PORT DIRECTORS

FROM: DIRECTOR, TRADE COMPLIANCE DIVISION

RE: NON ADMINISTRATIVE REVIEW LIQUIDATION INSTRUCTIONS

1. THE DEPARTMENT OF COMMERCE NO LONGER AUTOMATICALLY CONDUCTS

ADMINISTRATIVE REVIEWS OF ANTIDUMPING FINDINGS/ORDERS. INSTEAD,
REVIEWS MUST BE REQUESTED IN ACCORDANCE WITH SECTION 353.22 OF THE
COMMERCE REGULATIONS.

2. THE DEPARTMENT OF COMMERCE HAS NOT RECEIVED A REQUEST FOR AN
ADMINISTRATIVE REVIEW OF THE ANTIDUMPING DUTY FINDING/ORDER FOR
CERTAIN PERIODS ON THE MERCHANDISE LISTED BELOW, EXCEPT FOR THE

FIRMS NOTED. THEREFORE, IN ACCORDANCE WITH SECTION 353.22(e) OF THE COMMERCE REGULATIONS, YOU ARE TO ASSESS ANTIDUMPING DUTIES ON MERCHANDISE ENTERED, OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION DURING THE PERIODS LISTED BELOW AT THE CASH DEPOSIT OR BONDING RATE REQUIRED AT THE TIME OF ENTRY.

RAILWAY TRACK MAINTENANCE EQUIPMENT PERIOD
FROM AUSTRIA

A-433-064

LIQUIDATE ALL ENTRIES FOR ALL FIRMS 2/1/93 - 1/31/94

RACING PLATES (ALUMINUM HORSESHOES) PERIOD
FROM CANADA

A-122-050

LIQUIDATE ALL ENTRIES FOR ALL FIRMS EXCEPT: 2/1/93 - 1/31/94

EQUINE FORGINGS

CARBON STEEL BUTT-WELD PIPE FITTINGS PERIOD
FROM JAPAN

A-588-602

LIQUIDATE ALL ENTRIES FOR ALL FIRMS 2/1/93 - 1/31/94

MELAMINE FROM JAPAN PERIOD

A-588-056

LIQUIDATE ALL ENTRIES FOR ALL FIRMS 2/1/93 - 1/31/94

STAINLESS STEEL BUTT-WELD PIPE FITTINGS PERIOD
FROM KOREA

A-580-813

LIQUIDATE ALL ENTRIES FOR ALL FIRMS

7/23/93 - 1/31/94

NOTE: INTEREST IS APPLICABLE FOR ALL ENTRIES FROM 2/23/93 - 1/31/94

PAINT BRUSHES FROM PRC

PERIOD

A-570-501

LIQUIDATE ALL ENTRIES FOR ALL FIRMS EXCEPT: 2/1/93 - 1/31/94

STANLEY WORKS

3. ENTRIES OF MERCHANDISE OF EXCEPTED FIRMS SHOULD NOT BE LIQUIDATED UNTIL YOU RECEIVE SPECIFIC INSTRUCTIONS AFTER THE COMPLETION OF THE ADMINISTRATIVE REVIEW. THE EXCEPTED FIRMS CAN BE MANUFACTURERS/PRODUCERS, EXPORTERS, OR MANUFACTURER/PRODUCER/EXPORTER COMBINATIONS. UNLESS NOTED OTHERWISE, ASSUME THE EXCEPTED FIRMS ARE MANUFACTURERS/PRODUCERS.

4. FOR LISTED MANUFACTURERS/PRODUCERS, LIQUIDATION IS TO BE SUSPENDED ON ALL ENTRIES OF MERCHANDISE PRODUCED BY THOSE FIRMS REGARDLESS OF EXPORTER. CUSTOMS MUST ASCERTAIN MANUFACTURERS/PRODUCERS OF ALL ENTRIES OF THIS MERCHANDISE. IF THE LISTED FIRM IS SPECIFICALLY IDENTIFIED AS AN EXPORTER, SUSPEND ALL ENTRIES THAT IN ANY WAY INVOLVE THIS EXPORTER. IF THE EXCEPTED FIRM IS A MANUFACTURER/PRODUCER/EXPORTER COMBINATION THE SUSPENSION INSTRUCTIONS APPLY ONLY TO ENTRIES THAT INVOLVE THIS COMBINATION OF FIRMS.

5. THIS TELEX CONSTITUTES THE IMMEDIATE LIFTING OF SUSPENSION OF LIQUIDATION OF ENTRIES FOR THE MERCHANDISE AND PERIODS LISTED ABOVE. YOU SHALL CONTINUE TO COLLECT CASH DEPOSITS OF ESTIMATED ANTIDUMPING

DUTIES FOR THE MERCHANDISE AT THE CURRENT RATES.

6. WHENEVER THE USE OF THESE INSTRUCTIONS RESULTS IN THE ASSESSMENT OF DUMPING DUTIES YOU SHOULD REQUIRE OF THE IMPORTER PRIOR TO LIQUIDATION THE REIMBURSEMENT STATEMENT DESCRIBED IN SECTION 353.26 OF THE COMMERCE DEPARTMENT REGULATIONS. IF THE IMPORTER HAS BEEN REIMBURSED ANTIDUMPING DUTIES OR FAILS TO RESPOND TO YOUR FORMAL REQUEST (VIA CF 28 OR 29) FOR THE REIMBURSEMENT STATEMENT PRIOR TO LIQUIDATION, CUSTOMS SHOULD DOUBLE THE ANTIDUMPING DUTIES DUE IN ACCORDANCE WITH THE ABOVE-REFERENCED REGULATION.

7. THE ASSESSMENT OF ANTIDUMPING DUTIES BY THE CUSTOMS SERVICE ON ENTRIES OF THIS MERCHANDISE IS SUBJECT TO THE PROVISION OF SECTION 778 OF THE TARIFF ACT OF 1930, WHICH REQUIRES INTEREST ON OVERPAYMENTS OR UNDERPAYMENTS OF THE AMOUNTS DEPOSITED AS ESTIMATED

ANTIDUMPING DUTIES. INTEREST SHALL BE CALCULATED FROM THE DATE OF PAYMENT OF ESTIMATED ANTIDUMPING DUTIES THROUGH THE DATE OF LIQUIDATION. THE RATE AT WHICH SUCH INTEREST IS PAYABLE IS THE RATE IN EFFECT UNDER SECTION 6621 OF THE INTERNAL REVENUE CODE OF 1954 FOR SUCH PERIOD.

8. IF THERE ARE ANY QUESTIONS REGARDING THIS MATTER BY CUSTOMS OFFICERS PLEASE CONTACT VIA E-MAIL, THROUGH THE REGIONAL ANTIDUMPING/COUNTERVAILING DUTY COORDINATOR, THE TRADE COMPLIANCE

DIVISION, ANTIDUMPING/COUNTERVAILING DUTY BRANCH, USING ATTRIBUTE "HQ OAB." THE IMPORTING PUBLIC AND OTHER INTERESTED PARTIES SHOULD CONTACT THE ANALYST IN CHARGE OF THE CASE (202) 482-5253, OFFICE OF ANTIDUMPING COMPLIANCE, INTERNATIONAL TRADE ADMINISTRATION, DEPARTMENT OF COMMERCE.

9. THERE ARE NO RESTRICTIONS ON RELEASE OF THIS TELEX.

NANCY MCTIERNAN

Company Details

*Party Indicator Value:

I = Importer, M = Manufacturer, E = Exporter, S = Sold To Party